

Government of Jammu and Kashmir
Home Department
Civil Secretariat, Jammu/Srinagar

Phone.No. 0191-2547169-(J)
0194-2506262-(S)

NOTIFICATION

Jammu, the 14/15 January, 2021.

S.O- 14, Whereas, on 08-07-2020 Bandipora Police received reliable information that some unknown terrorists had entered into the shop of BJP member namely Sheikh Waseem Bari S/O Bashir Ahmad Sheikh R/O Muslimabad Bandipora and fired upon him, his father Bashir Ahmad Sheikh and his brother Syed Umer Sultan with illegally acquired arms/ammunitions resulting in serious bullet injuries to all the three persons. All the injured persons subsequently succumbed to their injuries; and

2. Whereas, a Case FIR No. 74/2020 302, 452, IPC, 7/27 A. Act, 16, 18,20,23,39 ULA (P) was registered in Police Station Bandipora and investigation of the case was taken up; and

3. Whereas, during investigation, site plan of place of occurrence and seizure memo was prepared and statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law; and

4. Whereas, during investigation the accused terrorists who had fired upon the deceased persons were identified as (1) Abid Rashid Dar @ Haqani S/O Ab Rashid Dar R/O Papchan Bandipora, (2) Azad

Ahmad Shah S/O Mohammad Yousuf Shah R/O Bagh Bandipora, (3) Abu Usman R/O POK (Pakistan), & (4) Sajad @ Hyder R/O Braht Kalan Sopore; and

5. Whereas, during further investigation it was revealed that three OGWs namely (1) Abrar Gulzar Khan S/O Gulzar Ahmad Khan R/O Bagh Bandipora, (2) Muneer Ahmad Sheikh S/O Bashir Ahmad Sheikh R/O Quilmuqam Bandipora and (3) Mohammad Waqar Lone S/O Late Gh Mohammad Lone R/O Chattibanday Aragam had provided the logistic support to the above terrorists for commission of crime; and

6. Whereas, during investigation the accused OGWs were arrested in connection with the case and during questioning some posters of TeM outfit were recovered from their possession; and

7. Whereas, during investigation it was revealed that the above accused persons namely Abrar Gulzar Khan (2) Muneer Ahmad Sheikh and (3) Mohammad Waqar Lone were working as OGWs for the terrorists of TeM outfit and were providing logistic support to the terrorists, including information about the movement of security forces in the area and also, on the date of occurrence, the accused OGWs had provided the logistic support to the terrorists for killing of the above deceased persons; and

8. Whereas, during further investigation it came to notice that two terrorists namely Sajad @ Hyder R/O Braht Kalan Sopore and Abu

Usman R/O POK (Pakistan) were killed during encounter with the security forces at Kreeri Baramulla; and

9. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the investigating officer has *prima facie* established involvement of the below mentioned accused persons for commission of offences punishable under section(s) as shown against each of Unlawful Activities (Prevention) Act, 1967:-

S.No	Name of the accused	Offence
1	Abid Rashid Dar @ Haqani S/O Ab. Rashid R/O Papchan.	16,18,20,23 ULA (P) Act
2	Azad Ahmad Shah S/O Mohammad Yousuf R/O Bagh Bandipora.	
3	Abrar Gulzar Khan S/O Gulzar Ahmad R/O Bagh Bandipora.	
4	Muneer Ahmad Sheikh S/O Bashir Ahmad R/O Quilmuqam.	39 ULA (P) Act
5	Mohammad Waqar Lone S/O Late. Gh. Mohammad R/O Chattibanday Argam.	

10. Whereas, the accused figuring at S.No. 01 & 02 are absconding, against whom proceedings u/s 299 Cr.PC have been initiated; and

11. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come

to the conclusion that prima facie case is made out against the above accused; and

12. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above mentioned accused for the commission of offences punishable under section 16,18,20,23,39 ULA (P) Act, in the case FIR No. 74/2020 of Police Station Bandipora.

By order of the Government of Jammu & Kashmir.

Sd/-

Principal Secretary to Government
Home Department.

No:-Home/Pros/11/J/2021

Dated:- 14-01-2021

Copy to the:-

1. Joint Secretary, J&K Ministry of Home Affairs, GOI
2. Director General of Police, J&K alongwith CD file in original.
3. Secretary to Government, Department of Law, Justice & PA
4. Pvt. Secy to PS(H) for information of Principal Secretary Home.
5. Stock file.


14/01/21
Special Secretary to Government
Home Department.